

EXHIBIT A

Darcie Brault

From: Rogaczewski, Joshua <jrogaczewski@mwe.com>
Sent: Tuesday, May 28, 2013 11:17 AM
To: Darcie Brault
Cc: Roger McClow; David Radtke; Capotosto, Laura; Burchfield, Bobby
Subject: RE: Reese Scheduling Order

Darcie:

CNH suggests the following changes (highlighted) to Plaintiffs' proposed revised scheduling order.

- **Plaintiffs' expert-disclosure deadline:** August 5, 2013.
- **CNH's expert-disclosure deadline:** August 26, 2013.
- **Discovery deadline:** September 27, 2013.
- **Dispositive-motion deadline:** October 15, 2013.
- **Deadline to respond to dispositive motions:** November 8, 2013.
- **Deadline to reply in support of dispositive motions:** November 15, 2013.

If Plaintiffs agree with the above counter-proposal, please prepare a stipulated order for our consideration.

Be advised, however, that CNH will not entertain future suggestions that this nearly decade-old case be delayed further and it will oppose any attempt by Plaintiffs to achieve further delays.

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From: Darcie Brault [mailto:DBrault@MichWorkLaw.com]
Sent: Friday, May 24, 2013 11:50
To: Rogaczewski, Joshua; Capotosto, Laura; Burchfield, Bobby
Cc: Roger McClow; David Radtke
Subject: Reese Scheduling Order

Dear Mr. Rogaczewski,

I attempted to contact you by telephone today, but understand that you are traveling (with access to email).

We requested on May 22, 2013 that CNH consider stipulating to some interim relief in the scheduling order in light of the Court's recent ruling that CNH is required to answer several outstanding interrogatories. Our suggestion, communicated through Ms. Capotosto, was that we extend the date for Plaintiff's expert report to July 29, 2013 or to 10 days after the motion to extend dates is decided if the motion is denied. Mr. Rogaczewski responded with no interim proposal, but suggested that the parties stipulate to this schedule, which CNH would do if Plaintiffs agreed to withdraw their motion to extend dates:

July 19, 2013

Plaintiffs' experts' reports due

August 9, 2013	CNH experts' reports due
September 9, 2013	Discovery closes
September 30, 2013	Dispositive motion cutoff date

I would remind everyone that the dates that I originally set forth in the motion to extend the scheduling order were:

September 3, 2013	Plaintiffs' experts' reports due
September 24, 2013	CNH experts' reports due
October 28, 2013	Discovery closes
November 22, 2013	Dispositive motion cutoff date
December 13, 2013	Dispositive motion responses due
December 23, 2013	Dispositive motion reply briefs due

We would be willing to compromise as follows. Plaintiffs would withdraw their pending motion to extend dates and stipulate to this scheduling order:

August 5, 2013	Plaintiffs' experts' reports due
August 26, 2013	CNH experts' reports due
September 27, 2013	Discovery closes
October 22, 2013	Dispositive motion cutoff date
November 12, 2013	Dispositive motion responses due
November 22, 2013	Dispositive motion reply briefs due

If this is not acceptable, then please advise if there is any interim relief CNH would consider.

Please advise.

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